

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

GLORIA NIEVES and EMILIO NIEVES,	:	CIVIL ACTION
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	Number: 06-123 (GMS)
ACME MARKETS, INC., a Delaware corporation	:	
d/b/a Acme Markets No. 7816, ACME MARKETS,	:	JURY TRIAL DEMANDED
INC., a Delaware Corporation d/b/a Acme Markets	:	
No. 7836, ACME MARKETS, INC., a Pennsylvania	:	
Corporation, d/b/a Acme Markets No. 7816,	:	
ACME MARKETS, INC., a Pennsylvania	:	
Corporation d/b/a Acme Markets No. 7836,	:	
	:	
Defendants.	:	

**STIPULATION REGARDING DUE DATE OF
ACME MARKETS, INC.'S REPLY BRIEF**

WHEREAS, Plaintiffs filed their Answering Brief in Opposition to Defendant's Motion for Summary Judgment on February 15, 2007; and

WHEREAS, Plaintiffs served Defendant with the Answering Brief electronically and also sent copies via U.S. Mail and hand delivery to counsel of record; and

WHEREAS, Defendant contends that initial service of the Answering Brief was made electronically; and

WHEREAS, Defendant believes its Reply Brief in Support of Defendant's Motion for Summary Judgment is due on February 28, 2007 pursuant to *The Revised Administrative Procedures Governing Filing and Service by Electronic Means*, section (E)(6), which permits 3 days to be added to the due date when service of a document is made electronically; and

NOW, THEREFORE, the parties agree and stipulate as follows:

1. Acme Markets shall file its Reply Brief in Support of its Motion for Summary Judgment on February 28, 2007.

BUCHANAN INGERSOLL & ROONEY

BIGGS & BATTAGLIA

/s/ Jennifer M. Becnel-Guzzo

Jennifer M. Becnel-Guzzo, Esquire (#4492)
The Brandywine Building
1000 West Street, Suite 1410
Wilmington, DE 19801
(302) 552-4200
(302) 552-4295 (facsimile)
jennifer.becnelguzzo@bipc.com

Attorneys for Defendant Acme Markets, Inc.

/s/ Philip B. Bartoshesky

Philip B. Bartoshesky, Esquire (#2056)
921 North Orange Street
Wilmington, DE 19801
(302) 655-9677
(302) 655-7924 (facsimile)
pbarto@batlaw.com

*Attorneys for Plaintiffs Gloria Nieves and
Emilio Nieves*

SO ORDERED this _____ day of _____, 2007.

The Honorable Gregory M. Sleet